

Exhibit 03

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

- - -

LONTEX CORPORATION, : Civil Action No.
: 18-cv-5623
Plaintiff and :
Counterclaim-Defendant:
:
vs. :
:
NIKE, INC., :
:
Defendants and :
Counterclaim-Plaintiff:

- - -

FRIDAY, OCTOBER 25, 2019
HIGHLY CONFIDENTIAL

- - -

Videotape Deposition of EFRAIM NATHAN,
taken pursuant to Notice, at the law offices
of DLA PIPER, LLP, One Liberty Place, 1650
Market Street, Suite 5000 Floor, Philadelphia,
Pennsylvania, commencing at approximately 9
o'clock a.m., on the above date, before Rose
A. Tamburri, RPR, CM, CCR, CRR, USCRA Speed
and Accuracy Champion and Notary Public.

1 APPEARANCES:

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21
22
23 ALSO PRESENT:

24
25 JESSICA SCHARNAGLE, Videographer

1 (Whereupon, the deposition
2 commenced at 9 o'clock a.m.)

3 - - -

4 THE VIDEOGRAPHER: Good morning.
5 We are going on the record at 9 a.m. on
6 October 25th, 2019. Please note that the
7 microphones are sensitive and may pick up
8 whispering, private conversations and cellular
9 interference. Please turn off all cell
10 phones, or place them away from the
11 microphones, as they can interfere with the
12 deposition audio. Audio and video recording
13 will continue to take place unless all parties
14 agree to go off the record.

15 This is Media Unit 1 of the video
16 recorded deposition of Efraim Nathan, taken by
17 counsel for the defendant, in the matter of
18 Lontex Corporation versus Nike, Inc., filed in
19 the United States District Court for the
20 District of Eastern PA, Case No. 18-CV-5623.

21 This deposition is being held at
22 DLA Piper, located at 1650 Market Street,
23 Suite 5000, Philadelphia, PA.

24 My name is Jessica Scharnagle from
25 the firm Veritext and I am the videographer.

1 The court reporter is Rose Tamburri from the
2 firm Veritext.

3 I am not authorized to administer
4 an oath, I am not related to any party in this
5 action, nor am I financially interested in the
6 outcome.

7 Counsel will now announce their
8 appearances and affiliations for the record.
9 If there are any objections to the proceeding,
10 please state them at the time of your
11 appearance, beginning with the noticing
12 attorney.

13 MS. DURHAM: Gina Durham on behalf
14 of Nike, Inc. I also have with me my
15 colleague, Marc Miller, from DLA Piper, who is
16 also appearing on behalf of Nike, Inc.

17 MR. WAGNER: Ben Wagner from
18 Troutman Sanders for Lontex Corporation.

19 THE VIDEOGRAPHER: Will the court
20 reporter please swear in the witness.

21 - - -

22 ...EFRAIM NATHAN, after having
23 first been duly sworn and/or affirmed, was
24 examined and testified as follows...

25 - - -

1 UCLA has a beautiful logo. I go to school to
2 get my education. And that's why I left
3 Israel. I left my family, I left my friend, I
4 left everybody I know and I actually
5 immigrated to here to get my education.

6 Now, did I go -- did I know what
7 textile college logo is? I did not. I talked
8 to my friends that were already here, 19 of
9 them, I talked to a professor, a textile
10 chemistry professor, and he told me after
11 Lids, {ph} we are the best school in the
12 country, and that's what made me go.

13 So really, logo is very good, but
14 if people don't understand what it is and
15 they're buying it because of the logo, they
16 must be uninformed. When -- as a matter of
17 fact, all the people that I am coming in
18 contact, they will say that they thought that
19 I am the inventor of everything that I talked
20 about because I knew so much about it, and
21 they learn textile from me.

22 There will be sometimes 500 people
23 in front of me and I will ask them, what are
24 the three basic natural fiber and they
25 wouldn't even have a clue, not even a clue.

1 Q. So can I -- can I just stop you for a
2 minute, because I feel like we've gone off on
3 a bit of a tangent --

4 A. I can't hear you.

5 Q. Can we -- can I stop you for a
6 minute --

7 A. Yeah, of course. Absolutely.

8 Q. -- because I feel like you've gone on
9 a bit of a tangent.

10 A. Yeah.

11 Q. Let me ask my question a different
12 way.

13 A. Of course.

14 Q. Why did you select the words "cool"
15 and "compression" when you formed Cool
16 Compression, LLC?

17 A. Because we wanted to separate between
18 Sweat It Out and Cool Compression. We thought
19 that if -- it's true what one doctor told me
20 and another assistant doctor and like in a
21 profession, more white collar worker told me
22 hey, listen, you know what, your product is
23 great, but to climb up in the healthcare and
24 maybe to get even refund from insurance, you
25 have to come up with like something a little

1 bit more dirty -- something more clean than
2 Sweat It Out 'cause we need to associate with
3 this product.

4 So, you know, we -- we found a
5 company, Condict. It's a company that helped
6 us with looking for a name. They threw at me
7 a lot of names and we didn't like really
8 anything. And -- and then they -- they said
9 look, your compression garment are completely
10 different than anybody that we have seen, and
11 they were young ladies that also wore
12 compression.

13 And, you know, they came up with a
14 logo and they came up with a -- with a name
15 and we -- we looked at it, I thought about it,
16 and I liked it, and that's how it really came
17 to be. And, you know, that's what we worked
18 on to separate between the two line really
19 almost was 2006 into the end of 2007. But we
20 were using the fabric way before five years
21 before that.

22 Q. So you said you wanted to separate
23 between the lines, the two --

24 A. The same lines, the same garments,
25 but to separate between the -- the -- the

1 name, the trademarks, you know.

2 Q. So that sounds like it was in the
3 2006-2007 time frame. What happened after
4 that?

5 A. Well, we -- we -- we came across the
6 people that said, what are you doing? I
7 really don't care what you call it, it does
8 what I want to my team. It does what I want
9 for my rehab, it does what I want, you know,
10 please, don't confuse us.

11 So the overwhelming was not to go
12 into that, as we call it, two different brand
13 with the same food, but two different brand
14 with the same theory, but to just stay with
15 one brand.

16 And -- and then when I think -- I
17 think, I'm -- I'm like 99.99 percent sure that
18 when I went to my meeting with PBATS,
19 Professional Baseball Association in
20 December 5th of 2007, that's when we presented
21 to them the Cool Compression technology. That
22 really -- the stretch is really the key.

23 Because, I mean, if you think
24 about baseball and if you think about football
25 or if you think about hockey, they all move in

1 a different way in a different speed, and each
2 one wanted to make sure that a player is --
3 having the first layer next to his skin does
4 not hold him from doing the movement that they
5 need to win the game for him -- also not to
6 get hurt.

7 And they found out, you know, that
8 our technology is really making sense to them.
9 They were all -- they were all medical people
10 trained in how the body works.

11 Q. So you said a moment ago that the
12 overwhelming reaction was not to go in and do
13 two different brands and just stay with one
14 brand. But is the one brand that you're
15 talking about is staying with Sweat It Out?

16 A. Yeah, Sweat It Out with the
17 technology of Cool Compression.

18 Q. What do you mean, "with the
19 technology of Cool Compression"?

20 A. The technology of the fabric, that
21 the fabric was stretching in all direction
22 over 200 percent. You know, at one point, you
23 have to give it a name, you have to give it an
24 association with it, and the association was
25 it is compression and look how cool it is.

1 We didn't want to call it Miracle.
2 We were thinking about Miracle Compression.
3 There was a company that was making bathing
4 suit and call it the Miracle Suit, and we
5 looked at that when they -- they came to us
6 with that name and I right away did not like
7 it. Anybody that tells you that they can make
8 miracle is not good in my book.

9 Q. So does anybody -- let me start over.
10 What happened with the Cool
11 Compression, LLC company that was formed in
12 the 2006 time frame?

13 A. I think we cut it off in 2012. It
14 really -- it really -- we weren't generating
15 sales and there was no taxes, there was no
16 reason to really, you know, keep it.

17 Q. Did anyone else own part of Cool
18 Compression, LLC, other than you?

19 A. No.

20 Q. So when you said you -- you decided
21 to stay with the brand Sweat It Out and then
22 just have the technology described as Cool
23 Compression, what -- did you -- how did you
24 tell people that the technology was Cool
25 Compression?

1 A. Well, obviously, that, I'll just
2 repeat on myself that we did it in
3 presentation in front of people, which this is
4 -- was the best sale mechanism that I had, the
5 best. Because when I talk to 500 people, that
6 I didn't just talk to them, I taught them.
7 They felt smart.

8 So by talking to them, by
9 stretching the fabric and show them the
10 difference or by stretching my garment and
11 show them the difference between other
12 manufactured, stretching other manufacturers'
13 and explaining to them how does that happen.
14 And obviously, show them the garment line that
15 we made, that some of them were designed to
16 protect your knee, some of them designed to
17 protect your lower back, your upper back, your
18 groin, your hamstring, and by putting the
19 trademark on invoices, packing slip, by
20 putting Cool Compression, that's what we did
21 in '07, '08, that's really -- to me, to me,
22 the extent of it is I own the trademark. I
23 own it in compression garment, all the listing
24 that I have in Class 10 and 25.

25 And as long as I'm going in front

1 signed three more years just because of your
2 product. So everybody asks me, did he give
3 you anything?

4 I said, I didn't ask him. It's a
5 guy, was 38 years old, and he pitched until he
6 was 41 and he said it's because of me; not me,
7 my product.

8 So -- so really all those years,
9 all the hard work, and suddenly I see -- and I
10 believed it was something else. My sales was
11 completely going down the drain. I mean,
12 completely, like -- like a rocket.

13 And I go to every place with my
14 garment and I -- I teach them. I said, look,
15 read the label, read the label. The label
16 tells you everything about the product.

17 If you'll give me the garment that
18 I gave you by Nike, I'll show you what I mean.
19 I said, you are in the medical field. I said,
20 you read about juices that your -- your
21 players are drinking, food that your players
22 are eating, and you're telling them, this one
23 has too much fat, this one has too much salt,
24 this one had too much sugar.

25 Some of the trainer tells me I

1 hate to let my -- my players go home for the
2 weekend if they don't play on the weekend. I
3 had my players -- I hate not to let them stay
4 with me, take them -- I want to take them
5 home.

6 So what I'm trying to say is I
7 taught them how to read the label. When the
8 label say 10 percent of a stretchy material,
9 it's lingerie fabric. When the thing goes
10 even up to 18 and 20, it's lingerie fabric. I
11 taught them how to distinguish.

12 And I would always open every
13 garment at trade -- do you know how much hard
14 work we put into it? And this really, when I
15 saw it, when I realized in 2015 that it's
16 being used by, I said, oh, my God, my whole
17 world crashed. Because it taking down with it
18 all our credibility, it taking down with it
19 the Sweat It Out, it taking down with it Cool
20 Compression. I don't own it anymore.

21 And I ran to my daughter, I said,
22 is it on the computer?

23 And she said, no -- well, let me
24 check.

25 And I -- right away, I sat down

1 with her, I said, I want it on all invoices, I
2 want it on the computer, on the website. I
3 called the guy that make for me the brochure
4 and I said, I want you to print for me right
5 now 8,000 or 12,000 printed with Cool
6 Compression on every page.

7 I told my daughter to print for me
8 label, the sticky label, not -- not adhesive
9 on a garment. We put it on UPS packages, we
10 put it on every box we shipped. I went and
11 stuck it on a highway. I was going on a
12 highway where you -- you pay toll and I stuck
13 Cool Compression there.

14 I was in such a -- I was in a
15 case, and I'll tell you, you could have
16 probably check me into a hospital. I put it
17 on everything. I put it on all my T-shirt,
18 everywhere I go. I go to exercise, I wear a
19 T-shirt with Cool Compression since that
20 happened.

21 BY MS. DURHAM:

22 Q. Since what happened?

23 A. Since -- since I really realized that
24 Nike is using it and hasn't been responding to
25 the letter that we sent. I had 2016, January,

1 February, March, April, I was stamping it all
2 over. I was ready to make a tattoo on my
3 head, but I'm -- I'm not the kind of -- I -- I
4 don't do tattoos, but I really was, at least
5 on my arm.

6 It really -- it really -- it took
7 all my children and it just -- it just like,
8 you're not worth it, get out of my way. I
9 mean, this is really -- did not sit with me
10 very well.

11 So you're asking me how much money
12 do I want? I really have no idea.

13 MR. WAGNER: Don't give it a
14 dollar amount, Efraim.

15 THE WITNESS: I have no idea.
16 I've been so honest.

17 MS. DURHAM: Yeah, counsel, I'm
18 going to ask that you not coach the witness.

19 MR. WAGNER: I'm going to ask that
20 you don't ask irrelevant questions about
21 settlement postures in a deposition.

22 MS. DURHAM: As I noted, this is
23 not a settlement question. You have a claim
24 for damages in this case and you're clearly
25 obstructing the testimony of the witness now,

1 robbers, all police, really ugly people in the
2 military, okay? So I don't think anybody was
3 coming to Sweat It Out to buy a balaclava. So
4 we really -- we made the balaclava, we put
5 whatever we wanted on it and we just gave it
6 out for people that were really cold in the
7 winter.

8 I remember giving it to a street
9 person here one time. He was freezing sitting
10 there with a cup of coffee and his head is all
11 open and I said, look, I have something for
12 you in the car. He thought I was giving him
13 \$20; I got him a balaclava. And I helped him
14 even put it on.

15 We didn't do it for money, I mean
16 really, we gave it away. So I don't know.

17 Q. So as you sit here today, you cannot
18 recall a specific --

19 A. No.

20 Q. -- instance where --

21 A. No.

22 Q. Just let -- let me get my question
23 out before --

24 A. Okay.

25 Q. -- you answer; okay?

1 As you sit here today, you cannot
2 recall a specific instance where you applied
3 Cool Compression to a balaclava; is that
4 correct?

5 A. Correct.

6 Q. What about sneakers, when's the first
7 time you sold Cool Compression sneakers?

8 A. Never.

9 Q. What about shoes, when's the first
10 time you sold Cool Compression shoes?

11 A. Never, but we did talk about
12 sneakers, but -- but it never materialized. A
13 person that wanted to invest in it just, I
14 guess, lost his money on the stock market.

15 Q. So when we talked about the list of
16 goods, we were talking about the Cool
17 Compression word mark. Now I'd like to focus
18 on the Cool Compression design mark, that
19 little man logo --

20 A. Um-hmm, um-hmm.

21 Q. -- that we see there in paragraph 11
22 in the Complaint.

23 A. Um-hmm.

24 Q. I'm assuming for those products that
25 you told me you never sold the Cool

1 Compression word mark, you also have never
2 sold the Cool Compression man design; is that
3 correct?

4 A. That's correct.

5 Q. But for those products -- well, let's
6 just go through them. So I -- I believe you
7 told me you did sell underwear, including
8 boxer shorts, with the Cool Compression word
9 mark.

10 Did you also sell them with the
11 Cool Compression man logo?

12 A. No.

13 Q. What about briefs, did you ever sell
14 those with the --

15 A. No.

16 Q. -- Cool Compression?

17 What about bikini underpants, did
18 you ever sell those with the Cool --

19 A. No.

20 Q. Let me -- let -- I gotta get my full
21 question out, or the record is going to be
22 really clear; okay? I don't --

23 A. Okay.

24 Q. I don't want to interrupt you, but
25 you gotta let me get it out.

1 A. Okay. Okay.

2 Q. Did you ever sell bikini underpants
3 with the Cool Compression man logo?

4 A. No.

5 Q. Did you ever sell long johns with the
6 Cool Compression man logo?

7 A. No.

8 Q. Did you ever sell T-shirts with the
9 Cool Compression man logo?

10 A. We gave away, not sold.

11 Q. When did you give them away?

12 A. Every time.

13 Q. For what --

14 A. As -- as -- as -- as last week.

15 Q. So you gave away some last week.

16 Did you give any away earlier that
17 you can recall?

18 A. Yeah. Last month, two months ago,
19 last year.

20 Q. Any before last year?

21 A. Yeah. All through the time that I
22 had labels. I mean, we didn't use all the
23 labels that we had because we haven't been
24 doing -- we're talking about the --

25 Q. The man --

1 A. -- adhesive man.

2 Q. Yeah, the man logo.

3 A. The man, yeah. That -- I would call
4 that a woman and a man.

5 No, but we -- we made T-shirt was
6 the most -- best promotional vehicle to put
7 that on because people like to wear T-shirt
8 and it's prominently on the front and the
9 back, on the neck and on the chest, and -- I
10 mean, we put it, you know, every year on --
11 sometimes on hundreds, sometimes on 50. Not
12 in big quantities, you know. It's not like I
13 -- like I spent \$100,000 and went and gave it
14 to the Major League Baseball to give at a
15 game, you know, to kids under 11, you know.

16 Q. I'm sorry, it's -- you said it's not
17 like you gave it to Major League Baseball?

18 A. Yeah, yeah. You know, Major League
19 Baseball sometimes --

20 Q. Oh, I get it. You -- you're saying
21 it's not a big give-away at a game?

22 A. Exactly.

23 Q. I understand, okay.

24 A. Like you go to a game and they said,
25 oh, all kids under 11 get a free T-shirt.

1 Q. Right, right. I -- I understand. So
2 it's not -- it's not that --

3 A. We never did that, no.

4 Q. -- not that sort of big give-away.

5 A. Yeah.

6 Q. Just small.

7 What about polo shirts, have you
8 ever sold those with the Cool Compression man
9 logo?

10 A. No. They were with the Sweat It Out.

11 Q. What about swimwear, have you ever
12 sold that with the Cool Compression man logo?

13 A. No.

14 Q. What about compression shirts, have
15 you ever sold that with the Cool Compression
16 man logo?

17 A. Hmm, maybe 10. No, not really.
18 They're all -- really all those had the Sweat
19 It Out logo outside. To be honest, all of
20 them had the Sweat It Out logo outside. If I
21 have in stock, I might have three or four
22 1900, three or four 1900AK. But no, we really
23 prominently put really always the Sweat It Out
24 logo.

25 You know, we just got a shipment

1 of adhesive, new, new kind, and we decided to
2 try them to see. I took couple of home, I
3 washed them, they were okay. So when the lot
4 came from the factory, I put maybe on three or
5 four Cool Compression logo.

6 Whether it was sold with it, I
7 don't know, because on that side there were
8 50 pieces with a Sweat It Out and maybe three
9 pieces with Cool Compression. I don't know
10 what I took when somebody bought it, you know,
11 so...

12 Q. So do you order the Cool Compression
13 man logo adhesives from somewhere?

14 A. Yes, I ordered it from -- the
15 beginning was from El Paso. El Paso, you
16 know, you have the name, El Paso, in 2006.
17 They order -- they did for us the Sweat It Out
18 and the Cool Compression.

19 Q. Adhesive?

20 A. Yeah. Yeah, yeah, yeah. Yeah.

21 Q. When's the -- when -- so you ordered
22 that from El Paso in 2006.

23 When's the next time that you
24 ordered a Cool Compression man adhesive?

25 A. Well, we -- we -- we stopped. We

1 stopped with that because, you know, we
2 decided not to -- to break out the Sweat It
3 Out and Cool Compression in different
4 direction. So -- so there was no reason to
5 order more than what we had to put on
6 promotional material.

7 But I recently, and I'll -- you
8 know, I -- I -- I -- again, I -- I felt like
9 the roof is caving on me when I found out what
10 Nike did in 2015, and I contacted a company in
11 North Carolina and they told -- they
12 guaranteed me that their adhesive label are
13 100 times better than El Paso, that they don't
14 fall off, they don't dry out, like El Paso
15 does.

16 And I said, would you make me a
17 sample order.

18 And he said, I'll make you a
19 sample order for free. And they gave me about
20 1200 of them for free with the man's logo and
21 Cool Compression.

22 Q. When --

23 A. So we use it just -- I'm sorry.

24 Q. Oh, I'm sorry. Go ahead.

25 A. When about?

1 Q. Yeah. When -- when did you get those
2 free labels?

3 A. I think it was 2019, yeah.

4 Q. Okay.

5 Let's just march our way through
6 the rest of the list.

7 A. Please.

8 Q. Compression shorts, did you ever use
9 the Cool Compression man logo on those?

10 A. Uh-uh, no.

11 Q. What about compression tights, did
12 you ever use the Cool Compression man logo on
13 those?

14 A. Well, when I say no, again, I'm
15 not -- I'm not being correct, because I did
16 put on three or four, we got a lot of
17 50 pieces done, made, ready to go in stock.
18 So the first thing is, I told you, is we put
19 the logo on, and all the logos are Sweat It
20 Out, Sweat It Out.

21 But because this gentleman send me
22 those beautiful label, Cool Compression, and I
23 said look, you know what? I started Cool
24 Compression on everything in 2016, why when I
25 start putting Cool Compression on some of the

1 garments that are going to stock.

2 So I picked up four tights, maybe
3 two in medium, one in large, one in extra
4 large, I put Cool Compression on it instead of
5 Sweat It Out, fold it up, examine it, fold it
6 up and put it in the box where the 50 pieces
7 are.

8 So if Marc -- right, if Marc
9 ordered for me 1900AK size extra large and I
10 pulled out a piece, it doesn't tell me what it
11 has as a logo in there. And I shipped it to
12 Marc, so Marc is going to say to me hey, you
13 liar, I just got tights with Cool Compression
14 on the leg, but it wasn't done on purpose.

15 It's just I was thinking of
16 saying, gee, you know what, maybe I should
17 start putting Cool Compression also 90 --
18 95 percent Sweat It Out and maybe a couple of
19 garments of Cool Compression with the logo on
20 the legs, you know.

21 Q. And this -- you did this -- you put
22 it on a couple of legs in when, 2019?

23 A. Yeah.

24 Q. 2019, or when?

25 A. On what?

1 Q. What year did you start?

2 A. 2019.

3 Q. 2019?

4 A. Yeah, yeah, yeah. Yeah, yeah, yeah.
5 I just got that sample order maybe six months
6 ago.

7 Q. What about com -- I'm sorry,
8 sweatpants, have you ever sold those with the
9 Cool Compression man logo?

10 A. No.

11 Q. What about sweatshirts, have you ever
12 sold those with the Cool Compression man logo?

13 A. No.

14 Q. What about the body armor carrier
15 compression shirts for military and law
16 enforcement?

17 A. No. That just had the labeling, the
18 content label with the Cool Compression on it.

19 Q. What about sports bras, have you ever
20 sold those with the Cool Compression man
21 label?

22 A. Never.

23 Q. What about halter tops, have you ever
24 sold those with the man label?

25 A. No.

1 Q. Singlets, have you sold those with
2 the man label?

3 A. No.

4 Q. What about caps or hats?

5 A. No.

6 Q. Have you ever sold headbands with the
7 man logo?

8 A. No. Give-away.

9 Q. You have given away some headbands
10 with the man logo?

11 A. Yeah.

12 Q. Okay. When was that?

13 A. I don't remember. But the last one I
14 gave was, I think, last week. There was a
15 lady running in our street and she runs in the
16 dark and she wears all black. So I gave her a
17 white headband and I said, at least somebody
18 will see you, and it has the Cool Compression
19 logo on it.

20 Q. From that 2009 or 2019 --

21 A. No, no, no. 2019.

22 Q. Yeah, the 2019.

23 A. Yeah, yeah, yeah. No, no. From
24 2009 -- from the label that we got from El
25 Paso, I didn't have any left.

1 Q. Okay. So - so the recent one is a
2 2019 one?

3 A. Yeah, yeah, yeah. Yeah, yeah.

4 Q. Got it.

5 What about bandanas, have you ever
6 done man logos --

7 A. No, no.

8 Q. What about balaclavas?

9 A. No.

10 Q. Have you ever done sneakers or shoes
11 with the Cool Compression man logo?

12 A. No.

13 MS. DURHAM: Why don't we take a
14 break for lunch?

15 THE VIDEOGRAPHER: The time is now
16 12:35. We're going off the video record.

17 (Whereupon, a luncheon recess was
18 taken at the above time.)

19 THE VIDEOGRAPHER: The time is now
20 1:40. We're going back on the video record.

21 MS. DURHAM: All right.

22 BY MS. DURHAM:

23 Q. Good afternoon, Mr. Nathan.

24 A. Hi, hi.

25 Q. Let's continue on with the document

1 that's in front of you, the Complaint.

2 A. Am I on the right page? You are a
3 different page.

4 Q. Paragraph 17 on page 5.

5 A. 17?

6 Q. Oh, you know what, though, actually,
7 before we leave page 4 --

8 A. Okay.

9 Q. -- I think that's the last page we
10 were on.

11 A. All right. So I'm on the right page.

12 Q. Yeah, you are on the right page. The
13 very last paragraph there, 13, talks about the
14 trademark registration you filed for Cool
15 Compression in 2008, the one that specifies
16 the goods for medical use.

17 Why did you file that particular
18 registration?

19 A. Okay.

20 Q. So my question is, why did you file
21 that particular registration?

22 A. It's the same thing that we did in
23 '06 and '07. We really actually wanted to
24 see -- the biggest thing that really was in my
25 mind is that I can help people if they can get

C E R T I F I C A T E

I do hereby certify that I am a Notary Public in good standing, that the aforesaid testimony was taken before me, pursuant to notice, at the time and place indicated; that said deponent was by me duly sworn to tell the truth, the whole truth, and nothing but the truth; that the testimony of said deponent was correctly recorded in machine shorthand by me and thereafter transcribed under my supervision with computer-aided transcription; that the deposition is a true and correct record of the testimony given by the witness; and that I am neither of counsel nor kin to any party in said action, nor interested in the outcome thereof.

WITNESS by hand and official seal
this 11th day of November, 2019.


